

2025 Regular Session

HOUSE BILL NO. 461

BY REPRESENTATIVE MCFARLAND

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

FUNDS/FUNDING: Provides for the transfer, deposit, and use of monies among state funds

1 AN ACT

2 To enact R.S. 39:100.112(F)(2)(d), relative to certain treasury funds; to provide for the
3 transfer, deposit, and use, as specified, of monies in certain treasury funds and
4 accounts; to authorize appropriation from the Revenue Stabilization Fund; to provide
5 for an effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1.(A) Notwithstanding any provision of law to the contrary, the state
8 treasurer is hereby authorized and directed to transfer \$148,771,996 to be comprised wholly
9 of nonrecurring revenues out of the State General Fund from the Fiscal Year 2023-2024
10 surplus, as recognized by the Revenue Estimating Conference, to the Budget Stabilization
11 Fund.

12 (B) Notwithstanding any provision of law to the contrary, the state treasurer is hereby
13 authorized and directed to transfer \$15,000,000 from the State General Fund by Fees and
14 Self-generated Revenues of the Department of Insurance to the Louisiana Fortify Homes
15 Program Fund.

16 (C) Notwithstanding any provision of law to the contrary, the state treasurer is hereby
17 authorized and directed to transfer \$8,000,000 from the State General Fund (Direct) to the
18 Oilfield Site Restoration Fund.

19 (D) Notwithstanding any provision of law to the contrary, the state treasurer is hereby
20 authorized and directed to transfer \$10,000,000 from the Mineral and Energy Operation
21 Fund to the Oilfield Site Restoration Fund.

1 (E) Notwithstanding any provision of law to the contrary, the state treasurer is hereby
2 authorized and directed to transfer \$1,000,000 from the State General Fund (Direct) to the
3 Louisiana Outdoors Forever Fund.

4 (F) Notwithstanding any provision of law to the contrary, the state treasurer is hereby
5 authorized and directed to transfer \$1,000,000 from the State General Fund (Direct) to the
6 Reading Enrichment and Academic Deliverables Fund.

7 (G) Notwithstanding any provision of law to the contrary, the state treasurer is hereby
8 authorized and directed to transfer \$25,323,522 from the State General Fund (Direct) to the
9 Overcollections Fund.

10 Section 2. R.S. 39:100.112(F)(2)(d) is hereby enacted to read as follows:

11 §100.112. Revenue Stabilization Trust Fund

12 * * *

13 F.

14 * * *

15 (2)

16 * * *

17 (d) Notwithstanding any provision of this Paragraph to the contrary, for fiscal
18 year 2025-2026, the minimum fund balance shall equal two billion two hundred
19 million dollars and the allowable percentage shall equal thirty-three percent.

20 * * *

21 Section 3. In accordance with the provisions of Article VII, Section 10.15(F)(3) of
22 the Constitution of Louisiana, the Legislature of Louisiana, two-thirds of each house
23 concurring, does hereby authorize appropriation from the Revenue Stabilization Trust Fund
24 for the purpose of addressing emergency conditions across the state in Fiscal Year 2025-
25 2026.

26 Section 4. This Act shall become effective upon signature by the governor or, if not
27 signed by the governor, upon expiration of the time for bills to become law without signature
28 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

- 1 vetoed by the governor and subsequently approved by the legislature, this Act shall become
2 effective on the day following such approval.
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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 461 Reengrossed

2025 Regular Session

McFarland

Abstract: Transfers state general fund monies to certain special funds and accounts in the state treasury.

Proposed law transfers 25% of the FY 2023-2024 surplus (\$148,771,996) to the Budget Stabilization Fund.

Present constitution creates the Revenue Stabilization Trust Fund and establishes a minimum fund balance required for appropriations for certain purposes and an allowable percentage of the fund that may be appropriated. Authorizes the legislature to change the minimum fund balance and the allowable percentage. Proposed law lowers the minimum fund balance from \$5 B to \$2.2 B and increases the allowable percentage from 10% to 33% for Fiscal Year 2025-2026.

Proposed law also provides for the authorization of an appropriation from the Revenue Stabilization Trust Fund for the purpose of addressing emergency conditions across the state in Fiscal Year 2025-2026, with two-thirds of each house concurring.

Proposed law transfers \$15,000,000 from the state general fund by fees and self-generated revenues of the Dept. of Insurance to the La. Fortify Homes Program Fund in the current fiscal year.

Proposed law transfers the following amounts between statutorily dedicated funds in the current fiscal year:

- (1) \$10,000,000 from the Mineral and Energy Operation Fund to the Oilfield Site Restoration Fund.

Proposed law transfers the following amounts from the state general fund to various statutorily dedicated funds in the current fiscal year:

- (1) \$8,000,000 to the Oilfield Site Restoration Fund.
- (2) \$1,000,000 to the R.E.A.D. Fund.
- (3) \$1,000,000 to the Louisiana Outdoors Forever Fund.
- (4) \$25,323,522 to the Overcollections Fund.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 39:100.112(F)(2)(d))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Appropriations to the original bill:

1. Make various transfers from the state general fund and between other special treasury funds in the current fiscal year.
2. Transfer monies from fees and self-generated revenues of the Dept. of Insurance to the Louisiana Fortify Homes Program Fund.
3. Make technical changes.